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08-22-62

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PTO/SB/21 (08-00) Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE URGANIE Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 09/631,152 **Application Number** TRANSMITTAL 08/02/2000 **Filing Date FORM** Jon Wolff **First Named Inventor** (to be used for all correspondence after initial filing) 1636 Group Art Unit **Examiner Name** 7 Total Number of Pages in This Submission Attorney Docket Number | Mirus.017.01 **ENCLOSURES** (check all that apply) After Allowance Communication Assignment Papers Fee Transmittal Form (for an Application) to Group Appeal Communication to Board Fee Attached Drawing(s) of Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declaration(s) Provisional Application Status Letter Power of Attorney, Revocation Change of Correspondence Address Other Enclosure(s) (please Extension of Time Request identify below): Terminal Disclaimer Replacement pages **Express Abandonment Request** 3.5" disk containing Seq. Request for Refund Listing Information Disclosure Statement Paper version of Seq. Listing CD, Number of CD(s) . Certified Copy of Priority Document(s) Remarks RECEIVED Response to Missing Parts/ AUG 2 6 2002 Incomplete Application Response to Missing Parts TECH CENTER 16 0 2900 under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Mirus Corporation Individual name Signature 08/16/2002 Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: August 16, 2002 Mark K. Johnson EU 225263335 UZ 🤫

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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/631,152	08/02/2000	Wolff et al.	Mirus.017.01

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TECH CENTER 1600/2900

EXA	EXAMINER				
Sita S. Pappu					
ART UNIT	PAPER NUMBER				
1636	. 8				

Please find below a communication from the EXAMINER in charge of this application

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 C.F.R. § 1.821(a)(1) and (a)(2). However, this application fails to comply with the requirements of 37 C.F.R. §§ 1.821-1.825 for the reason(s) set forth on the attached Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures. Applicant must comply with the requirements of the sequence rules (37 CFR 1.821-1.825) before the application can be examined under 35 U.S.C. §§ 131 and 132.

The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated in the attached CRF diskette problem report. A substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d) along with a substitute paper copy and a statement that the content of the paper and computer redable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

APPLICANT IS GIVEN 30 days FROM THE DATE OF THIS LETTER WITHIN WHICH TO COMPLY WITH THE SEQUENCE RULES, 37 C.R.F. §§ 1.821-1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 C.F.R. § 1.821(g). Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 C.F.R. § 1.136. In no case may an applicant extend the period for response beyond the six month statutory period. Direct the response to the undersigned. Applicant is requested to return a copy of the attached Notice to Comply with the response.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Sita S. Pappu whose telephone number is (703) 305-5039. If the examiner cannot be reached, inquiries can be directed to Supervisory Patent Examiner Irem Yucel whose telephone number is (703) 305-1998. The fax number for the organization where this application is assigned is (703) 308-8724. Any inquiry of a general nature or relating to the status of this application should be directed to the Patent Analyst at (703) 305-2982.

Anne-Marie Baken ANNE-MARIE BAKER PATENT EXAMINER

Application	:	09/631152
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NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which th Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comp with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

		·				
OTPE 0	X	1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821 attention is directed to the final rulemaking notice published at 55 FR 18230 (M OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, se notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 19	ay 1, 1990), and 1114 e the final rulemaking			
PADEMARK S		2. This application does not contain, as a separate part of the disclosure on paper Listing" as required by 37 C.F.R. 1.821(c).	r copy, a "Sequence			
		3. A copy of the "Sequence Listing" in computer readable form has not been subn 37 C.F.R. 1.821(e).	nitted as required by			
		4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."				
-	X	The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).				
٠		6. The paper copy of the "Sequence Listing" is not the same as the computer readable from of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).				
•		7. Other: Applicant Must Provide:				
	X	An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".				
	X	An initial or substitute paper copy of the "Sequence Listing", as well as an amendathe specification.	ment directing its entry in			
	X	A statement that the content of the paper and computer readable copies are the sapplicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.825(b) or 1.825(d).				
	For	questions regarding compliance to these requirements, please con	RECEIVED			
		Rules Interpretation, call (703) 308-4216	_			
		CRF Submission Help, call (703) 308-4212 entIn Software Program Support	AUG 2 6 2002			
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